IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 6040 of 2005

Between:

M/s. Anu's Laboratories Ltd., Chilkamarry Village, Shadnagar Mandal, Mahaboobnagar District, Rep. by its Managing Director K. Haribabu.

..... PETITIONER

AND

1 Additional Commissioner (CT) Legal, Andhra Pradesh, Hyderabad.
2 Appellate Deputy Commissioner (CT), Hyderabad Rural Division,

Hyderabad.
3 Commercial Tax Officer, Jadcherla, Mahaboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ or order or Direction, declaring the order of the Additional Commissioner CCT's Ref. No.LIII(3)/245/2005 dt. 28-2-2005 as arbitrary, oppressive and unreasonable and set-aside the same (ii) interdict the respondent authorities from collecting balance tax Rs. 10,01,682/- pursuant to the order of Commercial Tax Officer Pdgs.No. NLG/06/1/2437/2001-02 dt. 28-10-2004.

Counsel for the Petitioner: MR.S.CHAKRAPANI

Counsel for the Respondents: SPL GP FOR COMMERCIAL TAX

The Court made the following:

ORDER: (per the Hon'ble Sri Justice G.Bikshapathy)

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It is now stated by the learned counsel for the petitioner and the learned Special Government Pleader for Commercial Tax that the appeals are pending.

2. Hence, the writ petition is disposed of with the direction that the appellate authority shall dispose of the appeals, if not already disposed of, within a period of two months from the date of receipt of a copy of this order. Pending disposal of the appeals there shall be interim stay of collection of disputed tax. No costs.

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G.BIKSHAPATHY, J.

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P.S.NARAYANA, J.

Dated 25-03-2005.

SKMR

..... REGISTRAR

To

1 Additional Commissioner (CT) Legal, Andhra Pradesh, Hyderabad.
2 Appellate Deputy Commissioner (CT), Hyderabad Rural Division,

Hyderabad.
3 Commercial Tax Officer, Jadcherla, Mahaboobnagar District.

4 2 CCs to Special G.P. for Commercial Taxes, High Court Buildings,

Hyderabad. (OUT).

5 2 CD copies.